IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICITON

INCOME TAX APPEAL NO.792 OF 2004

The Commissioner of Income Tax
(TDS), Mumbai .. Appellant.

Versus

M/s.R. Kishore Kumar & Co. .. Respondent.

Mr.B.M. Chatterjee with Mrs.P.P. Bhosale for the appellant.

Ms.Beena Pillai i/by D.M. Harish & Co. for the respondent.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 3RD SEPTEMBER, 2007.

P.C. :

1. As the tax incidence is less than Rs.4,00,000/- and in the light of Board's circular, learned counsel for the appellant seeks leave to withdraw the appeal. Question of law, if any, left open for consideration in other appropriate case.

2. Appeal dismissed as withdrawn. Refund of Court fee as per rules. Certified copy expedited.

(J.P. DEVADHAR, J.) (F.I. REBELLO, J.)